

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>PHILADELPHIA EAGLES LIMITED PARTNERSHIP,</b>  Plaintiff,  <b>v.</b>  <b>FACTORY MUTUAL INSURANCE COMPANY</b>  Defendant.	<b>CIVIL ACTION</b>  <b>NO. 21-1776</b>
<b>SPF OWNER LLC and PHILADELPHIA 76ERS, L.P.,</b>  Plaintiffs,  <b>v.</b>  <b>HARTFORD FIRE INSURANCE COMPANY</b>  Defendant.	<b>CIVIL ACTION</b>  <b>NO. 22-1333</b>

**ORDER RE: DEFENDANTS' MOTIONS TO DISMISS**

**AND NOW**, this 15<sup>th</sup> day of December, 2022, for the reasons in the foregoing

Memorandum, it is **ORDERED**:

1. The Motions to Dismiss will be held under advisement.
2. By **January 8, 2023**:
  - a. The parties may serve Rule 34 requests for documents, either new requests or amending the previously served requests, limited to twenty-five (25) discreet topics, including any subparts;

- b. The parties may also serve up to ten (10) interrogatories, including subparts, limited to seeking identification of managers or supervisors presently or previously employed by a party and knowledgeable about the facts of this case;
  - c. Objections shall be served within fourteen (14) days, and any responsive documents shall be produced within thirty (30) days.
- 3. Counsel shall meet and confer to attempt to resolve any objections, and any motions to compel must be filed within sixty (60) days, following which, the Court will schedule a discovery conference.
- 4. This allowance of discovery may be terminated upon the filing of an appellate decision determining Pennsylvania Law on the issues presented by this case.
- 5. Any documents as to which a claim of privilege or work product is made, need not be produced but shall be placed on a log served on opposing counsel.
- 6. All parties shall take steps to preserve any documents or other materials that may be relevant to the claims and defenses in this case including Electronically Stored Information (“ESI”).

**BY THE COURT:**

**/s/ MICHAEL M. BAYLSON**

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**MICHAEL M. BAYLSON, U.S.D.J.**